

## HOUSE BILL NO. 270

INTRODUCED BY BERGREN

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4 A BILL FOR AN ACT ENTITLED: "AN ACT PROHIBITING THE USE OR SALE OF FLAMMABLE  
5 REFRIGERANTS IN MOTOR VEHICLE AND SPECIAL MOBILE EQUIPMENT AIR CONDITIONING SYSTEMS  
6 THAT ARE NOT INCLUDED IN THE LIST OF SAFE ALTERNATIVE AIR CONDITIONING SUBSTITUTES  
7 PUBLISHED BY THE ENVIRONMENTAL PROTECTION AGENCY; AND PROVIDING AN IMMEDIATE  
8 EFFECTIVE DATE."

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10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

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12 **NEW SECTION. Section 1. Air conditioning equipment -- use of flammable refrigerant prohibited.**

13 (1) Air conditioning equipment must be ~~manufactured, installed, and~~ maintained with due regard for the safety  
14 of the occupants of the vehicle, service technicians, and the public.

15 (2) Air conditioning equipment may ~~not~~ contain ~~any~~ ONLY refrigerant that ~~is flammable~~ HAS BEEN  
16 INCLUDED IN THE LIST PUBLISHED BY THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY AS A SAFE ALTERNATIVE  
17 MOTOR VEHICLE AIR CONDITIONING SUBSTITUTE FOR CHLOROFLUOROCARBON-12 PURSUANT TO 42 U.S.C. 7671K(C).

18 (2)(3) A person may not equip OR MAINTAIN a motor vehicle or special mobile equipment with air  
19 conditioning equipment OR REFRIGERANTS that ~~does DO~~ not comply with the requirements of this section.

20 (3)(4) As used in [SECTION 2] AND this section, "air conditioning equipment" means mechanical,  
21 belt-driven, vapor compression refrigerant equipment that is used to cool the driver's compartment or passenger  
22 compartment of a motor vehicle, as defined in 61-1-102, or special mobile equipment, as defined in 61-1-104.

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24 **NEW SECTION. SECTION 2. AIR CONDITIONING EQUIPMENT -- SALE PROHIBITED. (1) REFRIGERANT NOT**  
25 **ALLOWED TO BE USED PURSUANT TO [SECTION 1] MAY NOT BE SOLD FOR USE IN MOTOR VEHICLES IN MONTANA.**

26 (2) MOTOR VEHICLES AND SPECIAL MOBILE EQUIPMENT WITH AIR CONDITIONING EQUIPMENT THAT HAVE  
27 REFRIGERANTS NOT ALLOWED IN [SECTION 1], IF INSTALLED PRIOR TO [THE EFFECTIVE DATE OF THIS ACT], ARE NOT  
28 SUBJECT TO ANY PENALTIES PROVIDED FOR UNDER TITLE 61, CHAPTER 9.

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30 **NEW SECTION. Section 3. Codification instruction. [Section 1] is [SECTIONS 1 AND 2] ARE intended**

1 to be codified as an integral part of Title 61, chapter 9, part 4, and the provisions of Title 61, chapter 9, part 4,  
2 apply to ~~section 1~~ SECTIONS 1 AND 2.

3  
4 NEW SECTION. Section 4. Saving clause. [This act] does not affect rights and duties that matured,  
5 penalties that were incurred, or proceedings that were begun before [the effective date of this act].

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7 NEW SECTION. Section 5. Effective date. [This act] is effective on passage and approval.

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